

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP
2 Frederick A. Lorig (Bar No. 057645)
3 fredlorig@quinnemanuel.com
4 Kevin Y. Teruya (Bar No. 235916)
5 kevinteruya@quinnemanuel.com
6 Adam B. Wolfson (Bar No. 262125)
7 adamwolfson@quinnemanuel.com
8 865 South Figueroa Street, 10th Floor
9 Los Angeles, California 90017-2543
10 Telephone: (213) 443-3000
11 Facsimile: (213) 443-3100

12 Attorneys for Plaintiff Complete
13 Entertainment Resources LLC

14
15 UNITED STATES DISTRICT COURT
16
17 CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

18
19 Complete Entertainment Resources
20 LLC d/b/a Songkick,

21 Plaintiff,

22 vs.

23 Live Nation Entertainment, Inc.;
24 Ticketmaster LLC,

25 Defendants.

26 CASE NO. 15-cv-9814 DSF (AGRx)

27
28 **NOTICE OF MOTION AND
MOTION FOR PRELIMINARY
INJUNCTION**

29 Complaint Filed: December 22, 2015

30 Assigned to The Hon. Dale S. Fischer

31 Date: April 18, 2016

32 Time: 1:30 P.M.

33 Place: Room 840, 4th Floor

34 Discovery Cut-Off: Not Set

35 Motion Cut-Off: Not Set

36 Pre-Trial Conference: Not Set

37 Trial Date: Not Set

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on April 18, 2016 at 1:30 p.m., or as soon
3 thereafter as the matter may be heard before the Honorable Dale S. Fischer, in
4 Courtroom 840 of the United States District Court of the Central District of
5 California, Western Division, located at 312 North Spring Street, Los Angeles,
6 California 90017, Plaintiff Complete Entertainment Resources LLC (“Songkick”)
7 will, and hereby does, move the Court, pursuant to Rule 65 of the Federal Rules of
8 Civil Procedure for a preliminary injunction enjoining Defendants Live Nation
9 Entertainment, Inc. and Ticketmaster, LLC (collectively, “Defendants”) against
10 interfering with Songkick’s and artists’ ability to conduct artist presales by requiring
11 Songkick or artists to pay service fees to Defendants in order for artists to receive
12 ticket allocations for artist presales.

13 This Motion is made on the grounds that: (i) Songkick is likely to prevail on
14 the merits of, *inter alia*, its Sherman Act Section 2 claims, (ii) Defendants’ ongoing
15 interference is causing and, absent an injunction, will continue to cause Songkick
16 immediate and irreparable harm, (iii) the harm to Songkick from denial of the
17 requested injunction would outweigh the harm to Defendants’ legitimate interests
18 from granting an injunction, and (iv) such an injunction is in the public interest.

19 This Motion is based on this Notice of Motion and Motion, the concurrently-
20 filed supporting Memorandum of Points and Authorities, the Declarations of Glenn
21 Ray and Josh Baron, the Court’s file in this matter, and any other evidence and
22 argument that may be presented at or before the hearing on the Motion.

23 //

24 //

25 //

26 //

27 //

28 //

1 DATED: March 21, 2016

Respectfully submitted,

2 QUINN EMANUEL URQUHART &
3 SULLIVAN, LLP

4

5

6

By /s/ Frederick A. Lorig

7 Frederick A. Lorig

8 Kevin Y. Teruya

Adam B. Wolfson

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28